THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.7051 of 2007

17.09.2007

Between

Valeti Mariyamma and others.

…Petitioners

And

Municipal Corporation of Guntur, Guntur, Guntur District, rep.by its Commissioner.

…Respondent

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.7051 of 2007

ORDER:

This writ petition is filed by the petitioners, who claim to be the allottees of shops which were constructed to rehabilitate them as they were originally displaced from the occupation of the road margins over the drainage canal from which they were evicted as there was a proposal to shift the drainage canal. In the process of rehabilitation, the shops in question behind the Municipal office were constructed and allotted on lease basis. It is stated that since the respondent is proposing to evict the petitioners without initiating any proceedings, the petitioners have come up with the present writ petition seeking appropriate relief.

Pursuant to the directions of this Court, the Commissioner of Guntur Municipality appeared in-person before this Court and also filed a counter stating that the shops in question which are in occupation of the petitioners are to be demolished in the process of road widening to remove the congestion. It is also stated that the lease granted in favour of the petitioners had also expired and it is not even extended in view of the proposed action. It is further stated that the petitioners would be rehabilitated by constructing a cobbler's complex at Kolli Sarada market which is opposite to RTC bus stand.

Heard both sides and considered the material on record.

In view of he above, the petitioners who are in occupation of the municipal shops as lessees have no right to oppose the proposed action. Further as the respondent is proposing to rehabilitate the petitioners, it is directed to expedite the said rehabilitation process and provide alternative accommodation to the petitioners within a reasonable time.

The writ petition is accordingly disposed of, at the admission stage. No costs.

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17.09.2007

VGB